



Entered on Docket
April 30, 2010

A handwritten signature in black ink, appearing to read "Mike K. Nakagawa".

Hon. Mike K. Nakagawa
United States Bankruptcy Judge

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**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In Re:

Carlos Yanez

Debtors.

07-18273-mkn

Motion no. 42
Date: 9/09/09
Time: 1:30

Chapter 13

ORDER VACATING AUTOMATIC STAY

Pursuant to the Declaration re Breach of Condition filed on March 24, 2010 and Debtors failure to cure the default prior to its expiration, and good cause appearing.

1 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Automatic Stay in the
2 above-entitled bankruptcy proceeding is immediately vacated and extinguished for all purposes as to
3 Secured Creditor, America's Servicing Company its assignees and/or successors in interest, and Secured
4 Creditor may proceed with a foreclosure of and hold a Trustee's Sale of the subject property, generally
5 described as 2305 Toiyabe Street, Las Vegas NV and legally described as follows:

6 Lot Thirteen (13) in Block Fourteen (14) of SUNRISE TRAILER ESTATES UNIT NO. 6-B, as
7 shown by Map thereof on file in Book 12 of Plats, page 45, in the office of the County Recorder
8 of Clark County, Nevada.

9 pursuant to applicable State Laws, and thereafter commence any action necessary to obtain complete
10 possession of the subject property.

11 **IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Secured Creditor shall**
12 **give Debtors at least seven business days' notice of the time, place and date of sale.**

13
14 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Secured Creditor hereby
15 withdraws its secured Proof of Claim filed in this matter. The Secured Creditor shall notify the Trustee
16 of the completion of the foreclosure sale. If applicable, Secured Creditor may thereafter amend its
17 secured Proof of Claim to an unsecured Proof of Claim no later than forty-five (45) days after the
18 foreclosure sale.

19 Submitted by:

20 Wilde & Associates

21 /S/GREGORY L. WILDE

22 By

23 **GREGORY L. WILDE, ESQ.**

24 Attorney for Secured Creditor

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